



PATENT

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DECEMBER 6, 2004

Date

Carolyn L. Ross

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/652,968

Confirmation No. : 4756

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No.: 501082.13

Art Unit : 2815

Customer No. : 27,076

Examiner : Jose R. Diaz

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A
CONDUCTIVE LAYER IN SAID DEVICE

TERMINAL DISCLAIMER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Marcus Simon, represent that I am the attorney of record for the above-identified application. Micron Technology, Inc. ("Micron"), a corporation of the State of Delaware having a place of business at 8000 South Federal Way, Boise, Idaho 83716-9632, is the assignee and owner of the entire 100 percent interest in the instant application. Documentary evidence of chain of title from the original owner to Micron has been filed with and recorded by the United States Patent Office at Reel 9611, Frame 0494.

Micron hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent Nos. 6,468,854; 6,472,264; 6,479,340; 6,489,194; 6,607,975 and 6,720,215 entitled "DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE" and U.S. Patent Application Nos. 09/652,579; 09/652,580 and 09/652,993, filed on August 31, 2000, entitled "DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE", and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period as legal title thereto and to U.S. Patent Nos. 6,468,854; 6,472,264; 6,479,340;

6,489,194; 6,607,975 and 6,720,215 is commonly owned. This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors and assigns.

No disclaimer is made for any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent Nos. 6,468,854; 6,472,264; 6,479,340; 6,489,194; 6,607,975 and 6,720,215 and U.S. Patent Application Nos. 09/652,579; 09/652,580 and 09/652,993 and in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a re-examination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned represents that he is an attorney of record for Micron and has the authority to execute this document on behalf of Micron. The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Respectfully submitted,

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Enclosures:

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